

MEMORANDUM

Agenda Item No. 11(A)(12)


TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: January 22,, 2014

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution approving 2014
State Legislative Priorities

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairwoman Rebeca Sosa.



R. A. Cuevas, Jr.
County Attorney

RAC/cp




MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
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FROM: 
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Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☒ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____
Veto _____
Override _____

✓
Mayor

Agenda Item No. 11(A)(12)
1-22-14

RESOLUTION NO. _____

RESOLUTION APPROVING 2014 STATE LEGISLATIVE
PRIORITIES

WHEREAS, the 2014 session of the Florida Legislature will begin on March 4, 2014;
and

WHEREAS, committee meetings leading up to the 2014 session are already underway;
and

WHEREAS, on January 24, 2012, this Board approved Resolution No. R-59-12, which directed the Office of Intergovernmental Affairs, when it presents the proposed federal or state legislative agenda respectively to the Board, to include all "urging" resolutions and other resolutions related to federal or state legislation passed by the Board of County Commissioners to date for the current Congress or session; and

WHEREAS, on September 17, 2013, this Board approved Resolution No. R-764-13, which directed that the federal and state legislative packages each be presented to the Board in two separate companion items, one consisting of no more than ten (10) priorities for distribution to the Miami-Dade Legislative Delegation and the other to include guiding principles, Board "urging" resolutions enacted to date and departmental items for approval by the Board; and

WHEREAS, Resolution No. R-764-13 provided that, upon the priorities being approved and effective, incorporating any amendments by the Board, the Chair of the Board, or a County Commissioner designated by the Chair, shall transmit the priorities to the respective federal or state legislative delegation; and

WHEREAS, the proposed 2014 state legislative priorities are attached to this resolution and incorporated by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Approves the state legislative priorities for the 2014 session as set forth in the attached.

Section 2. Directs the County's state lobbyists to advocate for the state legislative priorities for the 2014 session.

The Prime Sponsor of the foregoing resolution is Chairwoman Rebeca Sosa. It was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Rebeca Sosa, Chairwoman
Lynda Bell, Vice Chair

Bruno A. Barreiro
Jose "Pepe" Diaz
Sally A. Heyman
Jean Monestime
Sen. Javier D. Souto
Juan C. Zapata

Esteban L. Bovo, Jr.
Audrey M. Edmonson
Barbara J. Jordan
Dennis C. Moss
Xavier L. Suarez

The Chairperson thereupon declared the resolution duly passed and adopted this 22nd day of January, 2014. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Jess M. McCarty

Critical Priorities Adopted by BCC:

- **County Share of Medicaid Costs:** *SUPPORT* to repeal or reform the methodology of calculating the County share of Medicaid costs adopted by the Florida Legislature in SB1520. SB1520 created a seven-year transition period to move counties to paying their share of Medicaid based on their respective percentage shares of Medicaid-enrolled Florida residents.
- **Film and Entertainment Tax Credit Incentive Program:** *SUPPORT* a long-term commitment to fund the current film, television and entertainment production tax credit incentive program that fosters economic development and creates jobs.
- **Miami-Dade County Home Rule Charter:** *OPPOSE* any bill or joint resolution filed for consideration by the Florida Legislature that would adversely affect the Miami-Dade County Home Rule Charter or preempts local Home Rule.

Critical Priorities for Consideration by BCC:

(please check 7 of your critical priorities)

Public Testimony / SB 50

- ☐ 1012-13: Resolution urging the Florida Legislature to provide funding to offset the additional costs associated with the Legislature's enactment of Chapter 2013-227, laws of Florida, re: public testimony; directing the Mayor or designee to provide a report to the Board estimating the additional annual costs associated with Chapter 2013-227.

Citizen's Property Insurance

- ☐ 954-13: Resolution urging the Florida Legislature and Governor to find solutions to control Citizens Property Insurance corporation's expenses and attorneys' fees, and to address citizens' reserves in light of the fact that Florida has not experienced a major storm since 2005.

Miami International Agriculture, Horse & Cattle Show

- ☐ 953-13: Resolution urging the Florida Legislature, Governor and Florida Commissioner of Agriculture & Consumer Services to provide state funding for the marketing of the Miami International Agriculture, Horse & Cattle Show.

Sadowski Act Affordable Housing Trust Fund

- ☐ 952-13: Resolution urging the Florida Legislature to use Florida's Sadowski Act Affordable Housing Trust Fund revenues solely for affordable housing programs, and not continue to sweep such Documentary Stamp Tax/Affordable Housing Trust Fund revenues to the state general revenue fund.

Florida's Stand Your Ground Law

- ☐ 951-13: Resolution supporting SB 270, HB 293 or similar legislation that would (I) require an overt act before Florida's Stand Your Ground law can be invoked, and (II) create an exception to Florida's Stand Your Ground law if a child or bystander who is not affiliated with the overt act is injured.

Taxicab Lease Rates

- ☐ 934-13: Resolution urging the Florida Legislature to repeal the preemption currently in state law that prohibits local governments from regulating taxicab lease rates.

Texting While Driving

- ☐ 933-13: Resolution urging the Florida Legislature to enact legislation making texting while driving a primary offense.

Medicaid Expansion

- ☐ 932-13: Resolution supporting Medicaid expansion in Florida pursuant to the patient protection and Affordable Care Act of 2010; urging the Florida Legislature to enact legislation expanding Medicaid in Florida.

FIU's Expansion onto Tamiami Park

- ☐ 867-13: Resolution urging the Florida Legislature to commit state funding in support of Florida International University's (FIU) request for funding for costs associated with the relocation of the Miami-Dade County Fair and Exposition, Inc. and FIU's desired expansion onto Tamiami Park, subject to a countywide referendum.

FIU Traffic Congestion

- 865-13: Resolution supporting efforts to alleviate traffic congestion on SW 8th Street in the vicinity of the Florida International University main campus, including the SW 8th Street corridor study; urging the Florida Legislature, the Florida Department of Transportation and the Miami-Dade County Metropolitan Planning Organization to provide the necessary State funding to alleviate traffic congestion in this area.

Unlicensed Assisted Living Facilities

- 864-13: Resolution urging the Governor, the Florida Legislature, the Florida Agency for Healthcare Administration and other applicable state agencies to work in close cooperation with local government law enforcement and code enforcement, including entering into memoranda of understanding if applicable, to quickly identify and take action on unlicensed assisted living facilities and other community residential homes.

Florida Enterprise Zone Program Sunset

- 862-13: Resolution supporting reauthorization of the Florida Enterprise Zone program currently set to sunset on December 31, 2015.

Affordable Care Act Navigators Access to County Health Department Facilities

- 821-13: Resolution directing the Mayor or designee to (I) Identify appropriate county facilities and property throughout the county that navigators could use to educate Miami-Dade county residents about Affordable Care Act health insurance options and (II) Facilitate use by navigators of such county facilities and property for such purposes; further directing the mayor or designee to review leases and other agreements the county has entered into with or on behalf of the Florida Department of Health for county health department facilities and provide a report as to available options to require the Florida Department of Health to allow Affordable Care Act navigators access to county health department facilities; Urging the Florida Department of Health to revisit its directive prohibiting navigators from educating Florida residents at county health department facilities about health insurance options under the Affordable Care Act.

Rest Stop for the Miami International Agriculture, Horse & Cattle

- 820-13: Resolution urging the Florida Commissioner of Agriculture & Consumer services, the senate and house agriculture committees and the Miami-Dade State Legislative Delegation to work with Miami-Dade County to create rest stops for cattle being transported from Texas and other cattle-producing states in that region to Miami for the Miami International Agriculture, Horse & Cattle Show.

Internet Sales Tax

- 819-13: Resolution urging Congress and the Florida Legislature to enact legislation requiring online retailers to collect sales tax on internet sales transactions.

Coconut Grove Playhouse

- 797-13: Resolution approving (1) the updated lease between the State of Florida (State) and co-lessees, Miami-Dade County (County) and Florida International University (FIU) of the Coconut Grove Playhouse, 3500 Main Highway, Coconut Grove, FL 33133 and (2) the agreement between the County and FIU, and authorizing the County Mayor or the County Mayor's designee to execute the lease and the agreement, subject to certain conditions and authorizing the County Mayor or the Mayor's designee to exercise any and all rights conferred therein.

Miami Military Museum Funding

- 772-13: Resolution urging Congress, the Florida Legislature, the Florida Secretary of State and other applicable federal and state agencies to provide funding for the restoration of Naval Air Station Richmond Building No. 25 as the Miami Military Museum.

On-Site Inspections of Cemetery Grounds

- 715-13: Resolution urging Chief Financial Officer Jeff Atwater to send Division of Funeral, Cemetery, and Customer Services examiners to conduct on-site inspections of the cemetery grounds located within Miami-Dade County.

Ban Commercial Vehicles from Left Lane on Turnpike

- 633-13: Resolution urging the Florida Legislature to pass legislation and the Florida Department of Transportation to issue regulations to ban commercial vehicles from the left lane of Florida's Turnpike and other expressways in Miami-Dade County except in designated zones to allow such commercial vehicles safe access to left-lane exits or other Turnpike or expressway facilities.

Electrocardiograms of High School Students

- 631-13: Resolution urging the Florida Legislature to enact legislation to require electrocardiograms of Florida high school student athletes as part of their preparticipation physical evaluations.

Fighting / Baiting Animals

- 463-13: Resolution urging Florida Legislature to amend Section 828.122, Florida Statutes, to classify fighting or baiting animals as a first-degree felony.

Inspections of Elderly Meals

- 401-13: Resolution urging the Florida Department of Health, the Miami-Dade County Health Department, and the Florida Department of Elder Affairs to take any necessary measures to ensure that establishments throughout Miami-Dade County that cook, prepare, and/or package food that is served to the elderly through adult nutrition service programs are subject to frequent unannounced inspections and monitoring.

NW 25 Street Road Closure

- 381-13: Resolution urging the Florida Department of Transportation not to close NW 25th Street between NW 37th Avenue and NW 42nd Avenue in Miami-Dade County.

Florida Medallion Scholars Award

- 281-13: Resolution urging the Florida Legislature to enact SB 526, HB 387, or similar legislation revising student eligibility requirements for receipt of a Florida Medallion Scholars Award with respect to national test scores; urging the Florida legislature, Governor, and State Board of Education to evaluate the potential

adverse impact on low income and minority students of increasing the minimum national test scores required to be eligible for receipt of a Florida Medallion Scholars Award; urging the Florida Legislature to give greater consideration to high school grade point average as a means of increasing student eligibility requirements for receipt of a Florida Medallion Scholars Award.

Leaving the Scene of a Crash / Bicycles and Pedestrians

- ☐ 261-13: Resolution urging the Florida Legislature to enact legislation that imposes mandatory minimum terms of imprisonment to drivers who are found guilty of leaving the scene of a crash.

Creation of a CRA/ Former Military Facility Land

- ☐ 113-13: Resolution urging the Florida Legislature during the 2013 and 2014 session to pass legislation amending the Community Redevelopment Act to modify the criteria for the creation of a Community Redevelopment Agency to include land previously used as a military facility.

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